# STATE OF MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES OFFICE OF FINANCIAL AND INSURANCE SERVICES

## Before the Commissioner of the Office of Financial and Insurance Services

In the matter of:	
Enterprise Mortgage Corporation License No. FL-0998	Enforcement Case No. 04-2699
Respondent/	

## Issued and entered

this 3<sup>rd</sup> day of November, 2004

by Linda A. Watters Commissioner

## **CONSENT ORDER AND STIPULATION**

## A. FINDINGS OF FACT AND CONCLUSIONS OF LAW

- 1. At all pertinent times Enterprise Mortgage Corporation, (Respondent) was licensed as a first mortgage broker and lender pursuant to the Mortgage Brokers Lenders and Servicers Licensing Act (MBLSLA).
- 2. As a licensee, Respondent knew or had reason to know that Section 22(g) of the MBLSLA provides that it is a violation of the act if a licensee refuses or fails, within a reasonable time, to furnish any information that may be required by the Commissioner.
- 3. On January 26, 2004, the Consumer Services Division of the Office of Financial and Insurance Services sent Respondent a letter that requested Respondent to provide, within 21 days, information in response to a written complaint filed by Consumer XXX. Respondent failed to respond to the inquiry.
- 4. On February 27, 2004, the Consumer Services Division sent Respondent a second request for an immediate response to the prior inquiry. Office records show that Respondent failed to respond to the January 26, 2004 and February 27, 2004 inquiries.

- 5. On March 18, 2004 the Enforcement Section of the Office of Financial and Insurance Services offered Respondent a proposed settlement agreement as a means of resolving this matter. The offer advised Respondent of an April 16, 2004 deadline. Respondent has failed to meet this deadline.
- 6. Respondent's conduct as described above demonstrates Respondent violated Section 22(g) of the MBLSLA.

#### B. ORDER

Based on the findings of fact and conclusions of law above and Respondent's stipulation, it is ORDERED that:

- 1. Respondent shall cease and desist from violating Sections 22(g) of the Mortgage Brokers, Lenders, and Servicers Licensing Act. Respondent shall timely respond to all future requests for information from the Office of Financial and Insurance Services.
- 2. Respondent shall submit a response to the Office of Financial and Insurance Services concerning the attached letter from XXX within 30 days of the date of entry of this order.
- 3. Respondent shall pay to the State of Michigan, through the Office of Financial and Insurance Services, a civil fine in the amount of five hundred dollars (\$500.00). The fine shall be paid within thirty (30) days of the date of entry of this order.

Lina a. Watter\_

Linda A. Watters Commissioner